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7 Evander Frank Kane

8 **UNITED STATES BANKRUPTCY COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**

10 **SAN JOSE DIVISION**

11 In re
12 EVANDER FRANK KANE,
13 Debtor.

Case No. 21-50028-SLJ
Chapter 7

**ORDER APPROVING STIPULATION
TO CONTINUE HEARING ON
CENTENNIAL BANK'S MOTION
DISMISS TO CASE AS BAD FAITH
FILING PURSUANT TO SECTION
707(a)**

Current Hearing:
Date: August 17, 2021
Time: 2:00 p.m.
Place: Tele/Videoconference

Future Hearing:
Date: October 5, 2021
Time: 2:00 p.m.

22
23 Debtor Evander Frank Kane (“Kane”) and Creditor Centennial Bank (“Centennial”) enter
24 into the following stipulation regarding Centennial’s Motion to Dismiss Case for Bad Faith
25 Filing Pursuant to Section 707(a) (the “Motion”).

26 **RECITALS**

27 Whereas, Centennial filed the Motion on June 25, 2021, and the Motion is set for hearing
28 before this Court on August 17, 2021.

STIP TO CONTINUE MOTION TO DISMISS

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Whereas, Kane intends to oppose the Motion but his opposition is not yet due;

Whereas, Kane and Centennial wish to continue the hearing date on the Motion and adjust the related briefing dates;

STIPULATION

1. The hearing on the Motion shall be continued until October 5, 2021 at 2:00 pm.
 2. Any opposition to the Motion shall be filed no later than September 21, 2021.
 3. Any reply to the opposition shall be filed no later than September 28, 2021.
 4. Kane and Centennial request that the Court enter an order approving this stipulation and continuing the hearing as requested.

Dated July 23, 2021

FINESTONE HAYES LLP

/s/ Stephen D. Finestone

Stephen D. Finestone
Attorneys for Evander Frank Kane,

DATED: July 23, 2021

ANTHONY & PARTNERS, LLC

By: /s/ John A. Anthony

John A. Anthony

John A. Anthony
Attorneys for Appellant Centennial Bank

DATED: July 23, 2021

COOPER, WHITE & COOPER LLP

By: /s/ Peter C. Califano

Peter C. Califano

Peter G. Carrigan
Attorneys for Appellant Centennial Bank

STIP TO CONTINUE MOTION TO DISMISS